

PTO/SB/17 (10-07)

Approved for use through 06/30/2010. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL For FY 2008

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)
525.00

Complete if Known

RECEIVED

Application Number	10/511,130
Filing Date	August 15, 2005
First Named Inventor	BERNARD CONNOLLY
Examiner Name	Hutson, Richard G. OFFICE OF PETITIONS
Art Unit	1652
Attorney Docket No.	067074-0310832

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify): _____

Deposit Account Deposit Account Number: 033975 Deposit Account Name: PILLSBURY WINTHROP SHAW PITTMAN LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or underpayments of fee(s) Credit any overpayments under 37 CFR 1.16 and 1.17

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	
Utility	310	155	510	255	210	105	_____
Design	210	105	100	50	130	65	_____
Plant	210	105	310	155	160	80	_____
Reissue	310	155	510	255	620	310	_____
Provisional	210	105	0	0	0	0	_____

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Small Entity

Fee (\$)
50 25

210 105

370 185

Total Claims

Extra Claims Fee (\$) Fee Paid (\$)

- 20 or HP = _____ x _____ = _____

HP = highest number of total claims paid for, if greater than 20.

Multiple Dependent Claims

Fee (\$) Fee Paid (\$)

Indep. Claims

Extra Claims Fee (\$) Fee Paid (\$)

- 3 or HP = _____ x _____ = _____

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$260 (\$130 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$)

- 100 = _____ / 50 = _____ (round up to a whole number) x 260.00 = 0.00

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Deficiency Payment

Fees Paid (\$)

525.00

SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	56,817	Telephone	213.488.7238
Name (Print/Type)	Carolyn S. Lu			Date	September 2, 2008

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



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SEP 11 2008

OFFICE OF PETITIONS

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Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 Credit any overpayments

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Multiple dependent claims

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Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims
- 20 or HP =	x	=		Fee (\$)

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	
- 3 or HP =	x	=		

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Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x 260.00 =	260.00	0.00

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Fees Paid (\$)

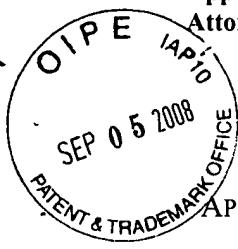
Other (e.g., late filing surcharge): Deficiency Payment 525.00

SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	56,817	Telephone	213.488.7238
Name (Print/Type)	Carolyn S. Lu			Date	September 2, 2008

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE 2008 SEP -9 PM 4:52

IN RE PATENT
APPLICATION OF: Bernard CONNOLLY et al.
SERIAL NO.: 10/511,130
ATTORNEY
DOCKET NO.: 067074-0310832
FILING DATE: 08/15/2005
ART UNIT : 1652
EXAMINER: Richard G. Hutson
FOR: DNA POLYMERASES

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OFFICE OF PUBLICATIONS

DEFICIENCY PAYMENT UNDER 37 C.F.R. 1.28(c)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madame:

This paper is being submitted to address a good faith error in payment of small entity fees.

A three-month extension of time filed with the last response was inadvertently paid under the small entity fee due to a clerical mistake. The Applicant has caught this oversight during a recent review of the file and now requests that the Commissioner excuse the good faith error in payment of small entity fees and charge the deficiency payment of \$525.00 to Deposit Account No.: 033975 (Ref. No. 067074-0310832) pursuant to 37 C.F.R. §1.28(c), if the Patent Office has not already charged the deficient amount from the above-identified deposit account.

In addition, pursuant to 37 C.F.R. §1.28(c)(2)(ii), an itemization of the deficiency payment is also included herein in Appendix A.

09/10/2008 DALLEN 00000016 033975 10511130

01 FC:1461 525.00 DA

Deficiency Payment Under 37 C.F.R. 1.28(c)
Application Serial No.: 10/511,130
Attorney Docket No.: 067074-0310832

Customer No.: 27496

If a determination is made that additional fees are necessary for the payment of deficiency fees or for other reasons, the Director is further authorized to charge such fees to our Deposit Account No.: 033975 (Ref. No. 067074-0310832).

Date: September 2, 2008

Respectfully submitted,

By:



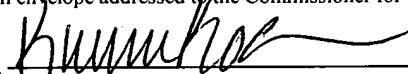
Carolyn S. Lu
Registration No. 56,817

Customer No. 27496

PILLSBURY WINTHROP SHAW PITTMAN LLP
725 S. Figueroa St.
Suite 2800
Los Angeles, CA 90049
Main: 213-488-7100
Fax: 213-629-1033

CERTIFICATION UNDER 37 C.F.R. §§ 1.8 and/or 1.10*
(When using Express Mail, the Express Mail label number is *mandatory*; *Express Mail certification is optional*.)

I hereby certify that, on the date shown below, this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Signature

Date: September 2, 2008

Kumiko Alexander
(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

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OFFICE OF PRACTICE

APPENDIX A

Itemization of Deficiency Payments

DEFICIENT PAYMENT	TYPE OF FEE ERRONEOUSLY PAID AS SMALL ENTITY	CURRENT FEE FOR NON-SMALL ENTITY	SMALL ENTITY FEE ACTUALLY PAID	DATE SMALL ENTITY FEE PAID	DEFICIENCY OWED
	37 C.F.R. 1.28(c)(2)(ii)(A)	37 C.F.R. 1.28(c)(2)(ii)(A)	37 C.F.R. 1.28(c)(2)(ii)(B)	37 C.F.R. 1.28(c)(2)(ii)(B)	37 C.F.R. 1.28(c)(2)(ii)(C)
FIRST DEFICIENT PAYMENT	Extension for response within third month (37 C.F.R. 1.17(a)(3))	\$1,050.00	\$525.00	Response, Submitted: February 6, 2008	\$1,050.00 - \$525.00 = <u>\$525.00</u>
TOTAL DEFICIENCY PAYMENT OWED 37 C.F.R. 1.28(c)(2)(ii)(D)	<u>\$525.00</u> total Deficiency Owed				